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Original filing date: June 18, 2025
Redacted filing date: June 25, 2025

BY E-FILE AND HAND DELIVERY

The Honorable Maryellen Noreika
United States District Court
for the District of Delaware
844 North King Street
Wilmington, DE 19801

REDACTED - PUBLIC VERSION

Re: Qualcomm Inc. v. Arm Holdings Plc., C.A. No. 24-490 (MN)

Dear Judge Noreika:

Pursuant to D. Del. LR 7.1.2(b), Qualcomm writes to provide the Court notice of subsequent events that have occurred since the parties filed their discovery letters on June 4 and 5. D.I. 158, 162.

In its June 5 letter, Arm stated that it would supplement its document production to include documents responsive to RFPs relating to Qualcomm's Second Amended Complaint (D.I. 162 at 3), and the parties further met and conferred on these RFPs on June 16. At that meet and confer, Arm would not commit to a date certain when it would provide responses and objections to those RFPs (or a date when it would produce responsive documents). Qualcomm expressed urgency, stating:

I mean, I think the concern is depositions are starting tomorrow, and then there are also two depositions on Friday. And the longer that this takes, the more it prejudices us where we don't have your documents, and we don't even know what your responses are to these RFPs. Ex. 1 (June 16, 2025, Meet and Confer Tr. 18:13-18).

Qualcomm then asked that Arm's responses and objections be served immediately and that the parties put a meet and confer on the calendar preemptively.

The Honorable Maryellen Noreika

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In response, Arm stated:

First of all, on the prejudice point. You know, you guys chose to move when you moved for – to amend the complaint, and that was your prerogative. That has nothing to do with us. And Court took time to rule on that. And you know, I understand that the Court obviously rejected the party's proposed schedule extension, but that's not our problem. That's your problem. To be clear. *Id.* at 19:10-17.

Yesterday afternoon—11 days after representing to the Court that it would produce documents responsive to the SAC RFPs—Arm served supplemental responses and objections to those requests, refusing to produce several categories of requested documents. Later in the evening, Arm produced a group of documents it represents are related to the TLA and ALA extension claims. While Qualcomm has not yet been able to view the production, the metadata shows that it is 99 documents totaling only 1,047 pages.

While Qualcomm is making every effort to secure and assess Arm's production, the continued delay and unwillingness to resolve—or even identify—disputes is significantly prejudicing Qualcomm's ability to prosecute its case. Depositions have now started and Qualcomm needs immediate discovery to obtain testimony relevant to its claims. We respectfully ask that the Court order Arm to fully supplement its document production immediately, so that Qualcomm can adequately prepare for and conduct depositions.

Counsel is available should the Court have questions.

Respectfully,

/s/ Jennifer Ying

Jennifer Ying (#5550)

Enclosure

cc: Clerk of the Court (via hand delivery)
All Counsel of Record (via CM/ECF and e-mail)

Exhibit 1

Page 1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

QUALCOMM INCORPORATED, a
Delaware corporation; QUALCOMM
TECHNOLOGIES, INC., a Delaware
corporation,
Plaintiffs,

v.

ARM HOLDINGS PLC, f/k/a, ARM
LTD., a U.K. corporation.
Defendant.

Docket No.
24-490-MN

MEET AND CONFER

DATE: Monday, June 16, 2025
TIME: 11:05 a.m.
LOCATION: Remote Proceeding
Paul, Weiss, Rifkind, Wharton &
Garrison LLP
1285 Avenue of the Americas
New York, NY 10019
REPORTED BY: Alida Green
JOB NO.: 7434514

<p style="text-align: right;">Page 2</p> <p>1 A P P E A R A N C E S</p> <p>2 ON BEHALF OF PLAINTIFFS QUALCOMM INCORPORATED;</p> <p>3 QUALCOMM TECHNOLOGIES, INC.:</p> <p>4 ERIN MORGAN, ESQUIRE</p> <p>5 JAKE BRALY, ESQUIRE</p> <p>6 ADAM BASNER, ESQUIRE</p> <p>7 Paul, Weiss, Rifkind, Wharton & Garrison LLP</p> <p>8 1285 Avenue of the Americas</p> <p>9 New York, NY 100190</p> <p>10</p> <p>11 ON BEHALF OF DEFENDANT ARM HOLDINGS PLC:</p> <p>12 PETER EVANGELATOS, ESQUIRE</p> <p>13 MEREDITH POHL, ESQUIRE</p> <p>14 ADAM JANES, ESQUIRE</p> <p>15 Kirkland & Ellis</p> <p>16 601 Lexington Avenue</p> <p>17 New York, NY 10022</p> <p>18</p> <p>19 ALSO PRESENT:</p> <p>20 Jennifer Ying, Esquire, Morris, Nicholas, Arsht &</p> <p>21 Tunnell LLP</p> <p>22 Anne Gaza, Esquire, Young, Conaway, Stargatt &</p> <p>23 Taylor LLP</p> <p>24 Henry Huttinger, Esquire, Morrison Foerster LLP</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 P R O C E E D I N G S</p> <p>2 THE REPORTER: On the record, the time</p> <p>3 is 11:05 a.m.</p> <p>4 MR. BRALY: All right. So why don't we</p> <p>5 get started. This is Jake from Paul, Weiss.</p> <p>6 I think, Peter, we're going to start</p> <p>7 with the TLA-related RFPs. And I don't know kind of</p> <p>8 the easiest way to go through this, but we can just go</p> <p>9 through the RFPs that you have said that you were not</p> <p>10 going to produce for and waiting for the second</p> <p>11 amended complaint. And just tell us whether you</p> <p>12 intend to produce for those RFPs, if there are</p> <p>13 limitations, or if you still are refusing to produce.</p> <p>14 MR. EVANGELATOS: Yeah, look -- this is</p> <p>15 Peter from Kirkland. I think we can actually cut</p> <p>16 through a lot of this. And I, frankly, do think 30</p> <p>17 minutes is enough for the list you sent, because I</p> <p>18 will tell you, we intend to supplement our responses</p> <p>19 for the TLA-related RFPs. You should have that today</p> <p>20 or tomorrow. It's just with the client right now.</p> <p>21 So after that, I think it's probably</p> <p>22 more, you know, worth -- if you guys still have any</p> <p>23 disputes or you want to talk, I think after you have a</p> <p>24 chance to review that, that'll probably be more</p> <p>25 efficient than rather walking through everything now.</p>
<p style="text-align: right;">Page 3</p> <p>1 E X H I B I T S</p> <p>2 NO. DESCRIPTION ID/EVD</p> <p>3 (None marked.)</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 5</p> <p>1 MR. BRALY: Well, when you say that you</p> <p>2 intend to supplement your production for the TLA RFPs,</p> <p>3 does that mean that you intend for all of the ones</p> <p>4 that were raised in our letter related to the TLA,</p> <p>5 that you said you were not going to produce for, you</p> <p>6 intend to fully produce for all of those? There</p> <p>7 aren't any objections or limitations that you're</p> <p>8 placing on those RFPs?</p> <p>9 MR. EVANGELATOS: Well, so two things.</p> <p>10 So what I said was, we intend to supplement the RFP</p> <p>11 responses within the next day or so. I do think we're</p> <p>12 also -- we have a production cooking that should be to</p> <p>13 you pretty soon, too. What I said was, if you want to</p> <p>14 walk through the RFP responses, I'm saying I think it</p> <p>15 would be more efficient to just wait until you guys</p> <p>16 have those supplements than walking through each one</p> <p>17 individually.</p> <p>18 MR. BRALY: Got it. I misunderstood</p> <p>19 what you were saying. I thought you were saying you</p> <p>20 were supplementing the production. You're saying</p> <p>21 you're supplementing the responses and objections.</p> <p>22 MR. EVANGELATOS: Yes. And we also do</p> <p>23 have a production coming as well.</p> <p>24 MR. BRALY: Do you have an idea of when</p> <p>25 that production will come? I mean, given that the</p>


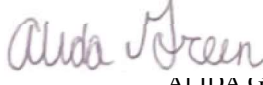
<p style="text-align: right;">Page 6</p> <p>1 depositions are starting this week?</p> <p>2 MR. EVANGELATOS: Yeah, off the top of</p> <p>3 my head, I don't know exactly; but it should be pretty</p> <p>4 soon, maybe in the next day or so.</p> <p>5 MR. BRALY: Okay. And in terms of the</p> <p>6 supplemented responses and objections, are you saying</p> <p>7 that we'll get that today?</p> <p>8 MR. EVANGELATOS: Same timeline.</p> <p>9 Should be today or tomorrow, but we do intend to</p> <p>10 supplement those responses.</p> <p>11 MR. BRALY: Okay. And is that just for</p> <p>12 the TLA, or is that for the TLA and the other, you</p> <p>13 know, things related to the extension of the ALA and</p> <p>14 V10 that you also had said you were not going to</p> <p>15 produce until there was a second amended complaint?</p> <p>16 MR. EVANGELATOS: Yeah, so the</p> <p>17 supplement is intended to cover both topics. And I</p> <p>18 know you guys raised RFP 168, so that should resolve</p> <p>19 that as well. But, yes, it should cover both.</p> <p>20 MR. BRALY: Okay. And does that also</p> <p>21 cover 167?</p> <p>22 MR. EVANGELATOS: I guess, if you could</p> <p>23 just sort of comment on 167, because I know you guys</p> <p>24 moved on that in your letter brief. What were you --</p> <p>25 was there something else you were looking for on that?</p>	<p style="text-align: right;">Page 8</p> <p>1 So can you just give me a little bit of</p> <p>2 more information about what it is you're looking for</p> <p>3 and why it's relevant? What it's responsive to?</p> <p>4 MR. BRALY: Yeah. So this is Jake at</p> <p>5 Paul, Weiss. So first of all, I think we actually</p> <p>6 have produced RISE documents. I mean, I can go</p> <p>7 double-check in the production, but I believe we have</p> <p>8 produced those.</p> <p>9 In terms of the -- what 167 is asking</p> <p>10 for, and, you know, communications with third parties,</p> <p>11 communications with regulators or regulatory bodies --</p> <p>12 we're looking to see, are there communications by ARM</p> <p>13 with third parties, particularly regulators or</p> <p>14 regulatory bodies, where ARM is making comments or</p> <p>15 seeking to have regulators or regulatory bodies take a</p> <p>16 negative view or action towards RISC-V. You know,</p> <p>17 basically does ARM, in viewing RISC-V as a competitor,</p> <p>18 has ARM tried to disparage RISC-V, or in other ways</p> <p>19 take an action to limit the growth or expansion of</p> <p>20 RISC-V.</p> <p>21 MS. POHL: I see. And this is related</p> <p>22 to what claim in your complaint? I'm guessing the</p> <p>23 UCL, but.</p> <p>24 MR. BRALY: Yes.</p> <p>25 MS. POHL: So I guess I understand your</p>
<p style="text-align: right;">Page 7</p> <p>1 Or were you envisioning that's part of the TLA V10</p> <p>2 issues? I mean, RISC-V is a little different I</p> <p>3 thought. So what were you looking for there exactly?</p> <p>4 MR. BRALY: Yeah, I don't think that</p> <p>5 that's part of the TLA issue. I think that's</p> <p>6 separate. We just wanted to see if you had changed</p> <p>7 your position on that.</p> <p>8 MR. EVANGELATOS: Just a sec.</p> <p>9 MS. POHL: Hey everyone, it's Meredith</p> <p>10 Pohl at Kirkland. I can take the 167 issue. So I</p> <p>11 think my question is, you know, we have produced some</p> <p>12 internal docs related to RISC-V. This RFP</p> <p>13 specifically calls for communications with third</p> <p>14 parties about RISC-V. I think this raises a couple of</p> <p>15 questions for me.</p> <p>16 You know, I think on the one hand I</p> <p>17 think y'all have refused to produce communications</p> <p>18 with third parties about RISC-V, including</p> <p>19 communications about your RISE project, which would</p> <p>20 obviously contemplate RISC-V and third parties like</p> <p>21 [REDACTED]. But, specifically, with respect to this</p> <p>22 request, you know, what kind of communications are you</p> <p>23 looking for? Like, is there a way we could narrow the</p> <p>24 scope? Just communications with third parties by</p> <p>25 RISC-V is quite broad.</p>	<p style="text-align: right;">Page 9</p> <p>1 ask, but I just don't totally see how I think that's</p> <p>2 responsive or relevant to anything that you've</p> <p>3 pleaded. Because it sounds to me like more of a</p> <p>4 fishing expedition about something that, heretofore, I</p> <p>5 understand that Qualcomm has kind of taken the</p> <p>6 position that RISC-V is not a competitor in the</p> <p>7 market; it's not an alternative. No one's ever</p> <p>8 identified it to us as a substitute or that there's</p> <p>9 sort of an inelasticity of demand issue. Right?</p> <p>10 I mean, no one's ever said that to us</p> <p>11 about the relevant market. So it's our view that,</p> <p>12 based on your answers to us about, you know, requests</p> <p>13 that we've served about RISC-V and things like that,</p> <p>14 that you don't consider it relevant. But now it</p> <p>15 sounds like what you want is documents just where ARM</p> <p>16 has ever talked about RISC-V. And that, to me, seems</p> <p>17 a little bit outside the bounds of Rule 26.</p> <p>18 MR. BRALY: I don't think it's any time</p> <p>19 that ARM has ever talked about RISC-V. I think it's a</p> <p>20 question of how does ARM view RISC-V. Not how do we</p> <p>21 view RISC-V, but how does ARM view RISC-V. Is ARM</p> <p>22 trying to kill RISC-V or prevent RISC-V from taking</p> <p>23 off?</p> <p>24 I mean, as you just said, you asked for</p> <p>25 documents about RISE. I believe we've produced</p>

<p style="text-align: right;">Page 10</p> <p>1 documents about RISE. We're looking to see what is 2 ARM's positioning with respect to RISC-V and any kind 3 of stifling action that it's taking, or is it trying 4 to, again, you know, disparage RISC-V. That's what 5 we're looking for.</p> <p>6 MS. POHL: Yeah, but why is that 7 relevant to your claims under the competition? You 8 said it's under the UCL; right? But, I mean, I don't 9 understand you to have any RISC-V-based predicate act 10 or theory under the UCL that's related to RISC-V. If 11 there is, we've never heard it before.</p> <p>12 MR. BRALY: Right. And, I mean, I 13 don't think we're getting into, like, the, you know, 14 details of our analysis of the claim. I think we're 15 saying we believe that ARM has taken actions, and 16 we're looking to see what actions ARM has taken to 17 prevent RISC-V from becoming competitive or, you know, 18 taking a place as something that ARM would view as a 19 threat or a competitor.</p> <p>20 MS. POHL: And a competitor relevant in 21 what market? I mean, I guess I still don't understand 22 the relevance to your UCL claim. Because I've 23 understood your UCL claim to be that Qualcomm suffered 24 harm as a competitor in some unidentified market, 25 based on a series of predicate acts, and then sort of</p>	<p style="text-align: right;">Page 12</p> <p>1 saying, but it does seem to me like this is kind of a 2 fishing expedition into just a bunch of other things 3 that you've never disclosed before that you think are 4 relevant, and that when we've asked for them, you've 5 actually said are not relevant or outside the scope.</p> <p>6 And so it just -- I just don't 7 understand the scope of the request vis-a-vis the 8 relevance to your complaint. So I think this is 9 already -- you know, I think this is already before 10 the Court, frankly. I think you guys tee this up in 11 your letter, so I'm not sure that there's much more to 12 say. But I -- so I guess it'll get resolved.</p> <p>13 But in terms of the scope and in terms 14 of the relevance, I just don't understand where this 15 relates to things that you've pleaded, and I frankly 16 don't understand the relationship. If you're going to 17 say it's not a competitor, but you're interested in 18 whether there's anti-competitive conduct related to 19 it, like, those things to me seem inherently 20 contradictory. So I just -- I don't think this is 21 within the scope of Rule 26, and I don't think it's 22 relevant to your complaint.</p> <p>23 MR. BRALY: Okay. I mean, I think you 24 have our position. You know that we disagree with 25 that. And, as I said, we've produced documents</p>
<p style="text-align: right;">Page 11</p> <p>1 the catchall, like, you know, incipient violations or 2 UCL theory.</p> <p>3 I don't understand where RISC-V fits in 4 because, you know, we've been asking you, like, if 5 there are other competitors, can you identify them? 6 If there are alternatives, can you identify them? And 7 you haven't. And so that leads us to believe that 8 they're not relevant. And so I guess I don't 9 understand -- I hear what you're saying, but I don't 10 understand how it's relevant to your complaint.</p> <p>11 MR. BRALY: Right. And we're not 12 saying it's a competitor. We're trying to look at 13 ARM's actions against RISC-V and potentially trying to 14 stifle RISC-V's growth or development. I mean, I 15 think you know our position on this. If you're saying 16 that you will not produce documents on that, then 17 understood.</p> <p>18 MS. POHL: I don't know. I mean, I 19 could take it back. I think this has been a helpful 20 exchange on what you are looking for, but I don't 21 understand on the relevance piece what the -- I don't 22 understand on the relevance piece, like, where this 23 fits into your current complaint as pleaded.</p> <p>24 It's -- I mean, it truly, the way 25 you're articulating it, I understand what you're</p>	<p style="text-align: right;">Page 13</p> <p>1 related to RISC-V.</p> <p>2 MS. POHL: Understood. I don't -- I 3 think I've seen some, but I understand also that 4 you've refused to produce, or you've narrowed the 5 scope of our request in relation to RISC-V. So I 6 don't think it's as unqualified as you've just made it 7 sound, just for the record.</p> <p>8 MR. BRALY: Okay. So I think the next 9 thing that we asked to meet and confer about are hit 10 counts for Qualcomm's proposed modifications to ARM's 11 search terms, which we've been asking for, for weeks 12 now, as well as to the ten additional search terms.</p> <p>13 MR. EVANGELATOS: This is Peter from 14 Kirkland. So we also intend to send you that 15 information on short order, as well.</p> <p>16 MR. BRALY: And when you say, "short 17 order" -- sorry.</p> <p>18 MR. EVANGELATOS: Yeah. Again, similar 19 timeline to what I was saying before, the TLA stuff, 20 in another day or so. We should have that to you 21 pretty soon.</p> <p>22 I'll tell you this offhand, I think the 23 numbers are still too high. I don't have specific 24 numbers in front of me, but the -- some of the hit 25 counts are still really high. So maybe we could</p>

<p style="text-align: right;">Page 14</p> <p>1 continue discussing those after you have a chance to 2 review. 3 MR. BRALY: Okay. And just to be clear 4 on what you'll be sending, it's the proposed 5 modifications to ARM's search terms, it's the ten 6 additional search terms showing unique hits, and then 7 are you also providing a hit count of your search 8 terms run against your own document collection to 9 mirror what we sent to you? 10 MR. EVANGELATOS: So we can also send 11 that to you, yes. I think you guys sent that in late 12 May. We'll send that to you as well. That's fine. 13 MR. BRALY: Okay. So you'll send all 14 three of those? 15 MR. EVANGELATOS: Yes. 16 MR. BRALY: Got it. And you said, 17 again, that will be later today? 18 MR. EVANGELATOS: Either today or 19 tomorrow. I'm not sure offhand. But, yeah, it should 20 be in short order, yes. 21 MR. BRALY: Okay. It's just, we've 22 been waiting for this, so would appreciate the 23 earlier, the better. 24 MR. EVANGELATOS: Sure. Understood. 25 MR. BRALY: And then the other thing</p>	<p style="text-align: right;">Page 16</p> <p>1 MR. BRALY: Correct. 2 MR. JANES: Okay. Well, in any event, 3 you should have gotten Henry's email. If there's any 4 issues with that, let us know. 5 MR. BRALY: Okay. And so, Adam, you're 6 saying that this does include the reproduction of the 7 documents that were marked as nonresponsive? 8 MR. JANES: The slip-sheeted documents, 9 is that what you're referring to? 10 MR. BRALY: Yes. 11 MR. JANES: Yeah. It'll resolve that. 12 MR. BRALY: When you say it'll -- are 13 you saying, yes, it includes the nonresponsive slip 14 sheets? 15 MR. JANES: Yes, I think there might 16 be -- and, again, I don't have them in front of me. 17 There might be issues that are subject to an 18 outstanding protective order motion. I got to 19 double-check that. But for the vast majority of the 20 slip-sheeted documents, those will be in there. 21 MR. BRALY: Okay. And that will 22 include [REDACTED] documents? 23 MR. JANES: So I don't think 24 [REDACTED] documents were the slip-sheeted 25 documents, but my understanding is the production that</p>
<p style="text-align: right;">Page 15</p> <p>1 that we asked to meet and confer about was 2 reproduction of documents that ARM produced with 3 nonresponsive slip sheets, particularly documents that 4 are [REDACTED] custodial documents. I know that you 5 made a production on Friday. 6 And I know that, Henry, I think you 7 just sent over PDFs of documents today. And I believe 8 those are documents that you're saying are relevant to 9 the depositions this week, which would include 10 [REDACTED]. 11 I just want to check; am I correct that 12 you have reproduced the documents that were originally 13 produced with nonresponsive slip sheets? 14 MR. JANES: Hey, this is Adam Janes 15 from Kirkland. I can take this one. So we think the 16 production should resolve this issue. But just out of 17 curiosity, we want to understand what the tech issue 18 was on your side so we can try to resolve that or make 19 sure that doesn't happen again going forward. 20 MR. BRALY: I honestly am not 100 21 percent sure. It was an issue with the vendor trying 22 to upload to Relativity. So I'm not 100 percent sure 23 what the issue is. 24 MR. JANES: Got it. Okay. That hasn't 25 happened before; right?</p>	<p style="text-align: right;">Page 17</p> <p>1 went out on Friday included [REDACTED] documents. 2 MR. BRALY: Okay. We may be talking 3 past each other. I think when we looked at custodial 4 documents from [REDACTED], there were attachments to 5 emails that had been withheld as nonresponsive. And 6 so those are the ones that we really want to make sure 7 have been reproduced in advance of his deposition. 8 MR. JANES: I see. Yes, I believe 9 those should be included. 10 MR. BRALY: Okay. Okay. So I think 11 based on what you've represented today, it sounds like 12 we should be expecting, in short order, the hit count 13 results, as well as supplemental responses and 14 objections relating to the TLA claim and to the 15 extension of the ALA V10, issues that you refused to 16 produce for because they were not in the second 17 amended complaint. 18 If that is the case, can we set up time 19 to do a meet-and-confer tomorrow? You know, in case 20 we want to go over the responses and objections and 21 the supplemental responses. 22 MR. EVANGELATOS: So this is Peter from 23 Kirkland. So look, I'm saying to you that I didn't 24 commit to providing them today, any of those items. I 25 said that we should have them to you pretty shortly.</p>

5 (Pages 14 - 17)

<p style="text-align: right;">Page 18</p> <p>1 I don't think that that's right. I mean, again, we're 2 not -- we're happy to meet and confer on those issues 3 and I, you know, don't intend to drag this out like 4 another week to stall on that. That's not our goal 5 here.</p> <p>6 But why don't you guys -- we -- I don't 7 know when they're coming to you, so why don't you, you 8 know, just have a chance to look at them first. And 9 if we need to talk on Wednesday, let's say, at that 10 time it -- better, then we're happy to do that. But 11 let's -- like, I don't think it necessarily makes 12 sense to commit to a time right now.</p> <p>13 MR. BRALY: Okay. I mean, I think the 14 concern is depositions are starting tomorrow, and then 15 there are also two depositions on Friday. And the 16 longer that this takes, the more that it prejudices us 17 where we don't have your documents, and we don't even 18 know what your responses are to these RFPs.</p> <p>19 So I mean, I would say first, you know, 20 we would appreciate if you could get us these 21 supplemental responses immediately, or as soon as 22 possible. And I think putting on the calendar a time 23 for a meet-and-confer would be helpful. That way we 24 don't have to go through scheduling and figuring out 25 time and pushing it further in the week. I mean, just</p>	<p style="text-align: right;">Page 20</p> <p>1 second amended complaint was entered on the 3rd, so 2 it's been almost two weeks</p> <p>3 MR. EVANGELATOS: Tomorrow doesn't 4 necessarily work for me. Again, Wednesday would be a 5 little bit better.</p> <p>6 MR. BRALY: How does tomorrow work for 7 anyone on the Kirkland and Mo-Fo teams?</p> <p>8 MR. EVANGELATOS: I don't think that's 9 a fair request. Look, I'm trying to give you a time 10 in good faith here and, like, that's not an 11 appropriate request. Like, you know how these 12 meet-and-confers have been going. We have to get the 13 relevant people on. I'm trying to do this live for 14 you, but, like, that's not -- let's not go there. 15 Just a second.</p> <p>16 Look, between twelve and two on 17 Wednesday would be the best time for us, you know, 18 particularly if you're going to try to raise TLA 19 problems. If that doesn't work, then we can circle 20 back online, but I can't give you time tomorrow.</p> <p>21 MR. BRALY: Okay. Well then, let's 22 pencil in between twelve and two. Who knows? Maybe 23 we'll see your supplemental responses and objections, 24 and it will resolve outstanding disputes. Or we won't 25 need to take the full time. But just in the sake of</p>
<p style="text-align: right;">Page 19</p> <p>1 the earliest that we could possibly resolve any 2 outstanding disputes, the better.</p> <p>3 Similarly, you know, if you can get us 4 the production that you have for the TLA materials or 5 the second amended complaint materials, we would also 6 appreciate that, again, given the fact that 7 depositions start tomorrow, and we have the two 8 depositions on Friday.</p> <p>9 MR. EVANGELATOS: So this is Peter. 10 Just a few points. First of all, on the prejudice 11 point. You know, you guys chose to move when you 12 moved for -- to amend the complaint, and that was your 13 prerogative. That has nothing to do with us. And 14 Court took time to rule on that. And you know, I 15 understand that the Court obviously rejected the 16 party's proposed schedule extension, but that's not 17 our problem. That's your problem. To be clear.</p> <p>18 Now, with respect to a follow 19 meet-and-confer, look, I could make some time on 20 Wednesday if that would work, you know. How about 21 maybe noon on Wednesday or something around that time?</p> <p>22 MR. BRALY: Well, what times do you 23 have tomorrow? I mean, again, yes, it's true, the 24 Court took a while to rule on the second amended 25 complaint, and we did not get an extension; but the</p>	<p style="text-align: right;">Page 21</p> <p>1 efficiency, why don't we pencil in twelve to two on 2 Wednesday?</p> <p>3 MR. EVANGELATOS: Sure. And why don't 4 you send us a meeting invite as usual. That's fine.</p> <p>5 And then, if no other else questions on 6 your side, one thing I just wanted to follow up on. 7 It's been a while since the last meet-and-confers that 8 we had. I think we had three or four in a row where 9 there was a court reporter on. I know you sent us the 10 roughs, but did you receive a final?</p> <p>11 MR. BRALY: I honestly don't know. I 12 will ask if they have a final.</p> <p>13 MR. EVANGELATOS: Yes, and please send 14 those to us. I think it's been more than ten days; 15 it's just the usual timeline. So if you could send 16 those to us, if you have them, please do that.</p> <p>17 MR. BRALY: Okay. You have the roughs 18 for all of them; right?</p> <p>19 MR. EVANGELATOS: Far as I know, we did 20 receive the roughs. But we should receive the finals 21 as well. There's no reason you should withhold those.</p> <p>22 MR. BRALY: No, absolutely. I agree.</p> <p>23 MR. EVANGELATOS: Okay. If nothing 24 else then, I think that's it for today.</p> <p>25 MR. BRALY: Okay. We'll look for the</p>

<p style="text-align: right;">Page 22</p> <p>1 hit counts and the responses and objections. 2 MR. EVANGELATOS: All right. 3 Thanks, everyone. 4 THE REPORTER: The date is 6/16/2025. 5 Off the record, 11:28 a.m. 6 (Whereupon, at 11:28 a.m., the 7 proceeding was concluded.) 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 24</p> <p>1 CERTIFICATE OF TRANSCRIBER 2 I, DENNISE VARNEY, do hereby certify that 3 this transcript was prepared from the digital audio 4 recording of the foregoing proceeding, that said 5 transcript is a true and accurate record of the 6 proceedings to the best of my knowledge, skills, and 7 ability; that I am neither counsel for, related to, 8 nor employed by any of the parties to the action in 9 which this was taken; and, further, that I am not a 10 relative or employee of any counsel or attorney 11 employed by the parties hereto, nor financially or 12 otherwise interested in the outcome of this action. 13 14  15 DENNISE VARNEY 16 17 18 19 20 21 22 23 24 25</p>
<p style="text-align: right;">Page 23</p> <p>1 CERTIFICATE 2 I, ALIDA GREEN, the officer before whom the 3 foregoing proceedings were taken, do hereby certify 4 that any witness(es) in the foregoing proceedings, 5 prior to testifying, were duly sworn; that the 6 proceedings were recorded by me and thereafter reduced 7 to typewriting by a qualified transcriptionist; that 8 said digital audio recording of said proceedings are a 9 true and accurate record to the best of my knowledge, 10 skills, and ability; that I am neither counsel for, 11 related to, nor employed by any of the parties to the 12 action in which this was taken; and, further, that I 13 am not a relative or employee of any counsel or 14 attorney employed by the parties hereto, nor 15 financially or otherwise interested in the outcome of 16 this action. 17 18  19 ALIDA GREEN 20 Notary Public in and for the 21 State of New York 22 23 24 25</p>	

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